IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 15TH MAY 2007 / 25TH VAISAKHA 1929

Bail Appl..No. 2797 of 2007()

CRIME NO. 253 OF 2007 OF NEDUMKANDOM POLICE STATION

PETITIONER/ACCUSED

MUHAMMED YUSUF, S/O.THAMBI RAWTHER,
OOTTUKULATHU HOUSE, BLOCK NO.673, THIRD CAMP
KARA, KARUNAPURAM VILLAGE, UDUMBANCHOLA TALUK,
IDUKKI DISTRICT.

BY ADV. SRI.PAULY MATHEW MURICKEN

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REP. BY THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM,
REPRESENTING THE SUB INSPECTOR OF POLICE,
NEDUMKANDAM POLICE STATION.

BY PUBLIC PROSECUTOR SRI.K.C. SANTHOSH KUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 2797 of 2007

DATED: 15-05-2007

O R D E R

Petitioner who is the accused in Crime No.253 of 2007 of Nedumkandam Police Station for offences punishable under Sections 55 (a), (g) and Section 8(1) and (2) of the Abkari Act. seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner in C.P. No. 65 of 2007 on the file of the J.F.C.M., Nedumkandam non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Magistrate and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same day on which it is filed after considering the explanation offered by the petitioner for his previous non-appearance.

With the above observation this application is disposed of .

V.RAMKUMAR, JUDGE.

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